

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

HEADWATER RESEARCH LLC,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA,
INC.,

Defendants.

Civil Action No. 2:23-cv-00103-JRG-RSP

JURY DEMANDED

**PLAINTIFF HEADWATER RESEARCH LLC'S
NOTICE OF FILING OF FIRST AMENDED COMPLAINT AND RESPONSE TO
DEFENDANTS' MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM**

Plaintiff Headwater Research LLC ("Headwater") respectfully provides notice that it has filed a First Amended Complaint for Patent Infringement in this case pursuant Fed. R. Civ. P. 15 (a)(1)(B). Headwater understands that Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc.'s ("Samsung") Motion to Dismiss For Failure to State a Claim (Dkt. 28, the "Motion")) is moot, and therefore requests that the Motion be denied as moot. *See, e.g., Metaccluster LT, UAB v. Bright Data Ltd.*, No. 2:22-CV-011-JRG-RSP, 2022 WL 18859434, at *1 (E.D. Tex. Dec. 20, 2022) ("The filing of an amended complaint supersedes the original complaint and renders moot any motion to dismiss the original complaint.").

Date: July 25, 2023

/s/ Marc Fenster

Marc Fenster

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**ATTORNEYS FOR PLAINTIFF,
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CERTIFICATE OF SERVICE

I certify that this document is being served upon counsel of record for Defendants on July 25, 2023 via ECF.

/s/ Marc Fenster
Marc Fenster